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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Judith E. Schwabe

Assignee: Sun Microsystems, Inc.

Title: API REPRESENTATION ENABLING SUBMERGED HIERARCHY

Serial No.: 09/662,258 Filed: September 14, 2000

Examiner: Brian D. Goddard Group Art 2171  
Unit:

Docket No.: P-4175

Monterey, CA  
February 23, 2005

Mail Stop Petition  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION UNDER  
37 C.F.R. § 1.137(b)

Dear Sir:

Applicant hereby petitions to revive the above unintentionally abandoned Application, which went abandoned for failure to respond to an outstanding action. Enclosed herewith is a transmittal letter (2 pages) and response (9 pages) to the office action mailed on July 28, 2004. Also, enclosed herewith is a check in the amount of \$1500.00 payable to the Director of the United States Patent and Trademark Office, which is the amount for a petition for unintentional abandonment given in 37 C.F.R. §1.17(m).

The entire delay in filing the required reply from the due date of the outstanding office action until the filing of this grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

Applicant respectfully submits that a terminal disclaimer and fee are not required because the filing date of the instant application was after June 8, 1995.

Applicant respectfully submits that this paper together with the enclosed papers is a grantable petition as specified in 37 C.F.R. § 1.137(b), which requires:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) The petition fee as set forth in § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Director may require additional information where there is a question whether the delay was unintentional; and
- (4) Any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (d) of this section.

The Commissioner is hereby authorized to charge any additional fees required for consideration of this paper and the enclosed documents, and to credit any overpayment of fees to Deposit Account No. 50-0553.

For the foregoing reasons, Applicant(s) respectfully requests granting of this petition, reinstatement of the above application, and consideration of the enclosed response.

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 23, 2005.



Attorney for Applicant(s)

February 23, 2005  
Date of Signature

Respectfully submitted,



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